

have a Tonic and Cleansing Action upon the Blood, Liver, Bowels, etc. Therefore Tonup is Recommended for \* \* \* Loss of Strength, Fatigue, Malarial Conditions, General Debility, Liver and Bowel Disorders. Valuable in Anemia, Exhaustion from Overwork, Nervousness and Weakness. An Excellent Reconstructive Tonic."

On December 14, 1931, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the products be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

**19172. Misbranding of Nalther tablets. U. S. v. 20 Packages of Nalther Tablets. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 27204. I. S. No. 38816. S. No. 5355.)**

Examination of a drug product known as Nalther tablets from the shipment herein described having shown that the labeling represented that the article possessed curative and therapeutic properties which it did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the District of Massachusetts.

On October 31, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 20 packages of Nalther tablets, remaining in the original unbroken packages at Boston, Mass., alleging that the article had been shipped by the M. A. Winter Co., from Washington, D. C., on or about September 17, 1931, and had been transported from the District of Columbia into the State of Massachusetts, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of capsicum, spearmint, and laxative plant drugs including rhubarb, senna, and aloe.

It was alleged in the libel that the article was misbranded in that the following statements appearing in the labeling, regarding the curative and therapeutic effects of the article, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Carton B, very small) "Taken As A Laxative, \* \* \* will effect \* \* \* natural evacuation, \* \* \* known \* \* \* as 'Nature's Health Restorer,'" (carton A) "Nature's Health Restorer \* \* \* Taken as a Laxative, \* \* \* will effect \* \* \* natural evacuation, \* \* \* in the correction of disorders arising from impure blood, torpid liver and impaired digestion," (circular) "A remedy for various Diseases or Symptoms Arising from a Disordered Condition of the Digestive Organs \* \* \* acts simultaneously Upon the Stomach, Intestines, Liver and Kidneys \* \* \* Nature's Health Restorer as follows: 'Na' from Natures, 'Lth' from Health, and 'Er' from Restorer. \* \* \* the most effective for a disordered condition of the digestive system. \* \* \* First and Foremost these tablets are a direct treatment for many of the diseases and disorders caused by a disordered condition of the digestive system, or any organ or organs thereof. \* \* \* the remedies used act directly upon each of the principal digestive organs, such as the stomach, liver, large intestines, small intestines, etc. Thus these tablets are more effective and far-reaching than a single medicine which acts only upon one organ. This is especially true because, when one organ is out of order, others are apt to be sympathetically affected, just as a cinder in one eye inflames and causes the other to water. Therefore, a remedy which not only acts directly upon a disordered organ but also stimulates and strengthens its associated organs must approach the height of effectiveness. An Auxiliary: \* \* \* For instance, in cases of Malaria or La Grippe where quinine is commonly given as a specific, a purgative is a valuable auxiliary in their treatment. A Preventive: Another use is that as a preventive of disease, because if taken regularly these tablets tend to keep the stomach, intestines, liver, and kidneys in a healthy condition which when disordered are the source of so many ills. On the other hand, when these organs are performing their functions properly there is a strong assurance of health. \* \* \* A Tonic: These tablets possess an excellent effect with a tendency toward strengthening and toning up the entire system and also toward relieving feelings of weakness, depression and debility. \* \* \* As A Restorative: These tablets may be used effectively. That is to say they are a valuable aid in relieving the distressing effects caused by over-indulgence in alcoholic liquors, food, etc., and also by exertion resulting in languor and fatigue, such as railroad travel.

overwork, etc. First Aid To The Sick: There are a great many instances in which it is beneficial to take Nalther Tablets as a sort of 'first aid to the sick,' \* \* \* are empirically a direct or auxiliary remedy for diseases and symptoms listed below \* \* \* Bladder Troubles, Catarrhal Affections, Children's Diseases, Cholera \* \* \* Debility, Diarrhoea, Dizziness, Dysentery, Dyspepsia, \* \* \* Female Complaints, \* \* \* Impure Blood, Indigestion, Intestinal Disorders, Jaundice, Kidney Disorders, La Grippe, Languor, Liver Complaints, \* \* \* Malaria, Migraine, Nausea, \* \* \* Piles, Rheumatism, Skin Affections, Stomach Troubles, Tired Feeling. Directions For Use In the treatment of the foregoing diseases or symptoms the directions below should be followed but with due consideration to the constitution of the person taking the tablets and to the severity of the disorder. \* \* \* Ingredients And Their Uses \* \* \* Rheum (Rhubarb) \* \* \* Specific Uses: Stomach and bowel disorders, indigestion, dyspepsia, \* \* \* diarrhoea, chronic dysentery, catarrh of the small intestines, and of the biliary ducts with jaundice. \* \* \* Aloe Purificata \* \* \* Specific Uses: Disordered digestive system, indigestion, torpor of the large intestines, constipation or habitual costiveness, jaundice, bilious state, coated tongue \* \* \* suppressed menstruation. \* \* \* Capsicum \* \* \* Specific Uses: \* \* \* dyspepsia, dyspepsia of chronic alcoholism with attendant trembling and insomnia \* \* \* Podophyllum \* \* \* Specific Uses: \* \* \* bilious fevers and congestions of the liver \* \* \* Glycorrhiza \* \* \* Specific Uses: Bronchial affections and pulmonic catarrhs and in irritations of the mucous membranes of the bowels and urinary passages. \* \* \* Mentha Viridis \* \* \* Specific uses: Nausea, spasmodic pains of the stomach and bowels \* \* \* Senna \* \* \* Specific Uses: \* \* \* stomach troubles."

On February 15, 1932, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

**19173. Adulteration and misbranding of Flaxo. U. S. v. 30 Small and 35 Large Jars of Flaxo. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 27279. I. S. No. 41410. S. No. 5434.)**

Examination of a drug product, known as Flaxo, from the shipments herein described showed that the carton and bottle labels and the accompanying circular bore statements representing that the article possessed curative and therapeutic properties that it did not possess. The article was also represented to be antiseptic, whereas it was not.

On November 25, 1931, the United States attorney for the Eastern District of Wisconsin, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 30 small and 35 large jars of Flaxo, remaining in the original and unbroken packages at Milwaukee, Wis., alleging that the article had been shipped by the Flaxo Co., from Saginaw, Mich., in part on or about May 26, 1930, and in part on or about February 17, 1931, and had been transported from the State of Michigan into the State of Wisconsin, and charging adulteration and misbranding in violation of the food and drugs act as amended. Attached to and made a part of the said libel were two exhibits, "A" and "B," which contained quotations from the labeling of the product.

Analysis of a sample of the article by this department showed that it consisted essentially of a fatty oil such as linseed oil, rosin, and petrolatum. Bacteriological examination of the article showed that it was not antiseptic.

It was alleged in the libel that the article was adulterated in that the statements contained in exhibit "A" represented that the said article had antiseptic properties, whereas the strength of said article fell below the standard thus professed in that it was not antiseptic. The statements contained in exhibit "A" were as follows: (Circular) "Flaxo is a highly concentrated antiseptic combination of hydro-carbons. \* \* \* Flaxo fortifies you against infection in cases of Cuts from Rusty Nails, Tin and other infectious metals. \* \* \* It is \* \* \* a \* \* \* combination of hydro-carbons that set up a chemical reaction when applied to inflammation. \* \* \* It also shows a strong affinity for the poisonous matter and pus which is rapidly absorbed into the Flaxo. \* \* \* An immediate application of Flaxo is a protection against the infections that often prove serious, painful and fatal. \* \* \* Ingrowing Nails \* \* \* Remember Flaxo Fortifies You Against The Danger Of Infection In Cases Of This Kind. \* \* \* In treating Festering and Inflamed Corns \* \* \* The danger of Infection \* \* \* is entirely over-